

APPLICATION REVIEW CHECKLIST LAND PROTECTION DIVISION HAZARDOUS WASTE PROGRAM OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY	Facility Name: _____ Facility ID No.: _____ ODEQ Permit No.: _____ Reference No.: _____ Application Type: _____ Date: _____ (New/Modify/Renewal)	40 CFR 264 Subpart N <u>LANDFILLS</u>
	Administrative Reviewer: _____ Start Date: _____ Completion Date: _____ Technical Reviewer: _____ Start Date: _____ Completion Date: _____ Issuance Deadline: _____	ODEQ Form Number XXX - XXX
	Shaded areas for ODEQ use only	

ITEM #	FEDERAL REGULATIONS 40 CFR	STATE REGULATIONS OAC 252:205	GENERAL DESCRIPTION	INFO LOCATION	ADMIN. COMPLETE	TECHNICALLY COMPLETE	REMARKS
					YES/NO/NA	YES/NO/NA	
APPLICABILITY - 264.300							
To all facilities that dispose of hazardous waste in landfills except as 264.1 provides otherwise							
DESIGN AND OPERATING REQUIREMENTS - 264.301							
LFF 1	264.301(a)		Any landfill that is not covered under paragraph (c) of this section or 265.301(a) must have a liner system:				

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					YES/NO/NA	YES/NO/NA	
LFF 2	264.301(a)(1)		<p>The liner must be designed, constructed and installed to prevent migration of wastes out of the landfill during the life of the landfill (incl. the closure period).</p> <p>The liner must be of materials that prevent wastes from migrating into the liner during the active life of the facility.</p> <p>The liner must be:</p> <ul style="list-style-type: none"> (i) Constructed of materials with chemical properties, sufficient strength and thickness to prevent failure; (ii) Placed upon a sound foundation; (iii) Installed to cover all surroundings that are likely to be in contact with the wastes or leachate; and 				
LFF 3	264.301(a)(2)		<p>A leachate collection and removal system (LCRS) above the liner to collect and remove leachate from the landfill.</p> <p>The leachate depth over the liner must not exceed 30 cm (1foot). The LCRS must be:</p> <ul style="list-style-type: none"> (i) Constructed of materials that are: <ul style="list-style-type: none"> (A) Chemically resistant to the waste and leachate; and (B) Sufficient strength and thickness to prevent failure; and (ii) Functioned without clogging through closure. 				
LFF 4	264.301(b)		<p>Possible exemption from the requirements of paragraph (a) of this section based on a demonstration by the facility of an alternative that will prevent migration of any hazardous constituents (see 264.93) into the environment.</p> <p>Considerations to grant an exemption include:</p>				

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					YES/NO/NA	YES/NO/NA	
LFF 5	264.301(b)(1)		The nature and quantity of wastes;				
LFF 6	264.301(b)(2)		The proposed alternate design and operation;				
LFF 7	264.301(b)(3)		The hydrogeologic setting; and				
LFF 8	264.301(b)(4)		All other factors relating to leachate migration to the environment.				
LFF 9	264.301(c)		The construction commencement of a new landfill after 1/29/92, a lateral expansion after 7/29/92, and a landfill replacement after 7/29/92 must have two or more liners and a LCRS above and between such liners. “Construction commences” is defined in 260.10 under “existing facility”.				
LFF 10	264.301(c)(1)		(i) The liner system must include: (A) A top liner made of materials (e.g. geomembrane) to prevent migration of hazardous wastes into such liner through the post closure care period; (B) A composite bottom liner consisting of at least two components. The upper component made of materials (e.g. geomembrane) to prevent migration of hazardous wastes into such liner through the post closure care period. The lower component constructed of at least a 3-foot compacted soil with hydraulic conductivity of no more than 1×10^{-7} cm/sec. (ii) The liners must comply with paragraphs (a)(1)(i), (ii) and (iii) of this section.				

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					YES/NO/NA	YES/NO/NA	
LFF 11	264.301(c)(2)		<p>The LCRS immediately above the top liner must be designed, constructed, operated, and maintained to function through the closure care period.</p> <p>The leachate depth over the liner must not exceed 30 cm (1foot).</p> <p>The LCRS must comply with paragraphs (3)(c)(iii) and (iv) of this section.</p>				
LFF 12	264.301(c)(3)		<p>The LCRS between the liners, and immediately above the bottom liner in the case of multiple leachate collection and removal systems, is also a leak detection system (LDS).</p> <p>This LDS must detect, collect, and remove leaks at the earliest time through all areas of top liner, likely to be exposed to waste or leachate, through the post-closure care period.</p> <p>A LDS at a minimum must be:</p> <ul style="list-style-type: none"> (i) Constructed with a bottom slope of 1% or more; (ii) Constructed of granular drainage materials with a minimum hydraulic conductivity of 1×10^{-2} cm/sec, a minimum thickness of 12 inches; or a geonet drainage materials with a minimum transmissivity of 3×10^{-5} m²/sec; (iii) Constructed of materials that are chemically resistance and of sufficient strength; (iv) Designed and operated to minimize clogging through the post-closure care period; and (v) Constructed with sumps and liquid removal systems that are capable of measuring liquids present and removed, and prevent liquids from backing up into the drainage layer. 				

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LFF 13	264.301(c)(4)		The facility shall collect and remove liquids in the sumps.				
LFF 14	264.301(c)(5)		The leak detection system must not be adversely affected by groundwater.				
LFF 15	264.301(d)		Possible approval of alternate design or operating practices to those specified in paragraph (c) of this section, if they:				
LFF 16	264.301(d)(1)		Will prevent the migration of any hazardous constituent into the environment as effectively as those in paragraph (c) of this section; and				
LFF 17	264.301(d)(2)		Will detect leaks through the top liner at least as effectively.				
LFF 18	264.301(e)		Possible waiver of the double liner requirement as specified in paragraph (c) of this section for any monofill, if:				
LFF 19	264.301(e)(1)		The monofill contains only hazardous wastes from foundry furnace emission controls or metal casting molding sand (with toxicity characteristic D004 through D017 only); and				
LFF 20	264.301(e)(2)		(i) (A) The monofill has at least one non-leaking liner; (B) The monofill is located more than one-quarter mile from an underground source of drinking water (definition in 40 CFR 144.3); and (C) The monofill is in compliance with groundwater monitoring requirements; or (ii) Demonstration to assure that no migration of any hazardous constituent into the environment in the future.				

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					YES/NO/NA	YES/NO/NA	
LFF 21	264.301(f)		A replacement landfill unit is exempt from paragraph (c) of this section, if:				
LFF 22	264.301(f)(1)		The existing unit was constructed in compliance with Section 3004 (o)(1)(A)(i) and (o)(5) of RCRA; and				
LFF 23	264.301(f)(2)		The liner is functioning as designed.				
LFF 24	264.301(g)		The facility must design, construct, operate, and maintain a run-on control system to prevent flow during a 25-year storm peak discharge.				
LFF 25	264.301(h)		The facility must design, construct, operate, and maintain a run-off management system to handle volume from a 24-hour, 25-year storm.				
LFF 26	264.301(i)		The run-on and run-off control systems must be emptied/managed after storms to maintain the design capacity.				
LFF 27	264.301(j)		The facility must control wind dispersal of particulate matter.				
LFF 28	264.301(k)		The Agency will specify in the permit all design and operating practices that are necessary to ensure that the requirements of this section are satisfied.				
LFF 29	264.301(l)		This particular provision is applicable to the State of Alabama only.				
ACTION LEAKAGE RATE (ALR) - 264.302							

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					YES/NO/NA	YES/NO/NA	
LFF 30	264.302(a)		<p>The Agency shall approve an ALR for landfill units subject to 264.301(c) or (d).</p> <p>The ALR is the maximum design flow rate that the leak detection system can remove without the fluid head on the bottom liner exceeding 1 foot.</p> <p>The ALR must include an adequate safety margin to allow for uncertainties in the design.</p>				
LFF 31	264.302(b)		<p>To determine if the ALR has been exceeded, the facility must convert the weekly or monthly flow rate under 264.303(c) to an average daily flow rate (gal/acre/day) for each sump.</p> <p>The average daily flow rate must be calculated weekly during the active life and closure period, and monthly during the post-closure care period as under 264.303(c).</p>				
MONITORING AND INSPECTION - 264.303							
LFF 32	264.303(a)		<p>During construction and installation, liners and cover systems must be inspected for uniformity, damage, and imperfections. Immediately after construction or installation:</p>				
LFF 33	264.303(a)(1)		Synthetic liners and covers must be inspected;				
LFF 34	264.303(a)(2)		Soil-based and admixed liners and covers must be inspected.				
LFF 35	264.303(b)		<p>While in operation, the facility must inspect weekly and after storms for:</p>				
LFF 36	264.303(b)(1)		Deterioration, malfunctions, or improper operation of run-on and run-off control systems;				

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LFF 37	264.303(b)(2)		Proper functioning of wind dispersal control systems;				
LFF 38	264.303(b)(3)		Leachate and proper functioning of LCRS.				
LFF 39	264.303(c)(1)		The facility required to have a LDS under 264.301(c) or (d) must record the amount of liquids removed from each sump weekly during the active and closure periods.				
LFF 40	264.303(c)(2)		<p>After the final cover is installed, must record the amount of liquids removed from each sump at least monthly.</p> <p>If the liquid level is below the pump operating level for two consecutive months, the amount of liquids in the sump must be recorded quarterly.</p> <p>If the liquid level is below the pump operating level for two consecutive quarters, the amount of liquids in the sump must be recorded semi-annually.</p> <p>If the pump operating level is exceeded on quarterly or semi-annual schedule, the facility must return to monthly schedule.</p>				
LFF 41	264.303(c)(3)		“Pump operating level” is a liquid level based on pump activation level, sump dimensions, and level that avoids backup into the drainage layer and minimizes head.				
RESPONSE ACTION - 264.304							
LFF 42	264.304(a)		<p>The facility subject to 264.301(c) or (d) must have an approved response action plan before receiving wastes.</p> <p>The response action plan must set forth the actions to be taken if the ALR has been exceeded.</p> <p>The response action plan at a minimum must be as described in paragraph (b) of this section.</p>				

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					YES/NO/NA	YES/NO/NA	
LFF 43	264.304(b)		If the flow rate into the leak detection system exceeds the ALR for any sump, the facility must:				
LFF 44	264.304(b)(1)		Notify the Agency in writing within 7 days;				
LFF 45	264.304(b)(2)		Submit a written assessment to the Agency within 14 days as to the amount of liquids, sources, location, size, cause, and short-term actions taken and planned;				
LFF 46	264.304(b)(3)		Determine the location, size, and cause of any leak;				
LFF 47	264.304(b)(4)		Determine whether waste receipt should cease or be curtailed, whether any waste should be removed, and whether or not the unit should be closed;				
LFF 48	264.304(b)(5)		Determine any short-term and long-term actions to mitigate leaks; and				
LFF 49	264.304(b)(6)		Within 30 days after the notification, submit to the Agency the results of analyses in paragraphs (b)(3), (4), and (5) of this section, the results of actions taken, and actions planned. Monthly thereafter, as long as problems still occur, the facility must submit a report summarizing the results of any remedial actions taken and actions planned.				
LFF 50	264.304(c)		To make the leak and/or remediation determinations in paragraphs (b)(3), (4), and (5) of this section, the facility must:				

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LFF 51	264.304(c)(1)		(i) Assess the source of liquids and amount of liquids by source; (ii) Conduct a fingerprint of the liquids in the leak detection system to identify the source, location of any leaks, and the hazard and mobility of the liquid; and (iii) Assess the potential for leaks to escape to the environment.				
LFF 52	264.304(c)(2)		Document why such assessments are not needed.				
<p>[RESERVED] - 264.305 - 264.308</p> <p>SURVEYING AND RECORD KEEPING - 264.309</p> <p>The facility must maintain the following items in the operating record required under 264.73:</p>							
LFF 53	264.309(a)		On a map, the exact location and dimensions, including depth, of each cell with surveyed benchmarks; and				
LFF 54	264.309(b)		The contents of each cell and approximate location of each hazardous waste type within each cell.				
<p>CLOSURE AND POST CLOSURE CARE - 264.310</p>							
LFF 55	264.310(a)		At closure, the facility must cover the landfill or cell with a final cover designed and constructed to:				
LFF 56	264.310(a)(1)		Provide minimization of migration of liquids through the closed landfill;				
LFF 57	264.310(a)(2)		Function with minimum maintenance;				
LFF 58	264.310(a)(3)		Promote drainage and minimize erosion or abrasion of the cover;				

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					YES/NO/NA	YES/NO/NA	
LFF 59	264.310(a)(4)		Accommodate settling and subsidence so that the cover's integrity is maintained; and				
LFF 60	264.310(a)(5)		Have a permeability less than or equal to the permeability of any bottom liner system or natural subsoils present.				
LFF 61	264.310(b)		After final closure, the facility must comply with post-closure requirements in 264.117 through 264.120, including maintenance and monitoring throughout the post-closure care period under 264.117. The facility must:				
LFF 62	264.310(b)(1)		Maintain the integrity and effectiveness of the final cover;				
LFF 63	264.310(b)(2)		Continue to operate the LCRS until leachate is no longer detected;				
LFF 64	264.310(b)(3)		Maintain and monitor the LDS in accordance with 264.301(c)(3)(iv) and (4) and 264.303(c), and other requirements of this section;				
LFF 65	264.310(b)(4)		Maintain and monitor the groundwater monitoring system and comply with all requirements of Subpart F of 40 CFR 264;				
LFF 66	264.310(b)(5)		Prevent run-on and run-off from damaging the final cover; and				
LFF 67	264.310(b)(6)		Protect and maintain surveyed benchmarks.				
[RESERVED] - 264.311							
SPECIAL REQUIREMENTS FOR IGNITABLE OR REACTIVE (IR) WASTE - 264.312							
LFF 68	264.312(a)		Except as provided in paragraph (b) of this section and 264.36, IR waste must not be placed in a landfill, unless meeting the requirements of 268, and:				

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					YES/NO/NA	YES/NO/NA	
LFF 69	264.312(a)(1)		The resulting waste no longer meets the definition of IR under 40 CFR 261.21 or 23; and				
LFF 70	264.312(a)(2)		Section 264.17(b) is complied with.				
LFF 71	264.312(b)		<p>Except for prohibited wastes subject to 268 subpart D, ignitable wastes in containers may be landfilled without meeting the requirements of paragraph (a) of this section, provided the wastes are managed to be protected from any material or conditions which may cause it to ignite.</p> <p>At a minimum, ignitable wastes must be disposed in non-leaking containers;</p> <p>must be covered with soil or other non-combustible material daily; and</p> <p>must not be disposed of with other heat producing wastes.</p>				
[LFF 72] SPECIAL REQUIREMENTS FOR INCOMPATIBLE WASTES - 263.313							
Incompatible wastes, or incompatible wastes and materials, (see appendix V for examples) must not be placed in the same landfill cell, unless 264.17(b) is complied with.							
SPECIAL REQUIREMENTS FOR BULK AND CONTAINERIZED LIQUIDS - 264.314							
LFF 73	264.314(a)		Bulk or non-containerized liquid waste or free liquid waste may be placed in a landfill prior to 5/8/85 only if:				
LFF 74	264.314(a)(1)		The landfill has a liner and LCRS that meet 264.301(a); or				
LFF 75	264.314(a)(2)		The waste is treated/stabilized so that free liquids are no longer present, before disposal.				

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					YES/NO/NA	YES/NO/NA	
LFF 76	264.314(b)		Effective 5/8/85, the placement of bulk or non-containerized liquid <u>hazardous</u> waste or <u>hazardous</u> waste containing free liquids (whether or not sorbents have been added) in any landfill is prohibited.				
LFF 77	264.314(c)		To demonstrate the absence or presence of free liquid must use Method 9095 (Paint Filter Liquids Test).				
LFF 78	264.314(d)		Containers holding free liquids must not be placed in a landfill unless:				
LFF 79	264.314(d)(1)		All free-standing liquid: (i) Has been removed by decanting or other methods; (ii) Has been mixed with sorbent or solidified; or (iii) Has been otherwise eliminated; or				
LFF 80	264.314(d)(2)		The container is very small, such as ampule; or				
LFF 81	264.314(d)(3)		The container is designed to hold free liquids for use other than storage, such as battery; or				
LFF 82	264.314(d)(4)		The container is a lab pack as defined in 264.316 and is disposed of as in 264.316.				
LFF 83	264.314(e)		Sorbents must be nonbiodegradable. Nonbiodegradable sorbents are materials described in paragraph (e)(1) of this section; materials that pass one of the tests in paragraph (e)(2) of this section; or materials that are determined by EPA to be nonbiodegradable through the part 260 petition process.				

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					YES/NO/NA	YES/NO/NA	
LFF 84	264.314(e)(1)		<p>Nonbiodegradable sorbents.</p> <p>(i) Inorganic materials, and elemental carbon (e.g., clays, kaolinite, lime, silica, ashes, cement kiln dust, activated carbon/charcoal, etc.); or</p> <p>(ii) High molecular weight synthetic polymers (e.g., polyethylene, HDPE, polypropylene, tertiary butyl copolymers, etc.). This does not include polymers derived from biological material or polymers designed to be degradable; or</p> <p>(iii) Mixtures of these nonbiodegradable materials.</p>				
LFF 85	264.314(e)(2)		<p>Tests for nonbiodegradable sorbents.</p> <p>(i) ASTM Method G21-70 (1984a)</p> <p>(ii) ASTM Method G22-76 (1984b)</p>				
LFF 86	264.314(f)		Effective 11/8/85, the placement of any non-hazardous waste liquid in a landfill is prohibited unless the facility demonstrates that:				
LFF 87	264.314(f)(1)		The only alternative is placement in a landfill or unlined surface impoundment that is anticipated to contain hazardous waste; and				
LFF 88	264.314(f)(2)		Placement in such facility's landfill will not present a risk of contamination of any underground source of drinking water (defined in 40 CFR 144.3)				
SPECIAL REQUIREMENTS FOR CONTAINERS - 264.315							
Unless they are very small, such as an ampule, containers must be either:							
LFF 89	264.315(a)		At least 90% full when placed in landfill; or				

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LFF 90	264.315(b)		Crushed, shredded, or reduced in volume to the maximum extent before burial in the landfill.				
DISPOSAL OF SMALL CONTAINERS OF HAZARDOUS WASTE IN OVERPACKED DRUMS (LAB PACKS) - 264.316 May be placed in a landfill if the following requirements are met:							
LFF 91	264.316(a)		Hazardous waste must be packaged in non-leaking inside containers. The inside containers must not react, be decomposed by, or be ignited by the contained waste. Inside containers must be tightly and securely sealed. The inside containers must be the size and type specified in the Department of Transportation (DOT) hazardous materials regulations (49 CFR 173, 178, and 179) if applicable.				
LFF 92	264.316(b)		The inside containers must be overpacked in an open head DOT-spec metal shipping container (49 CFR 178 and 179) of no more than 110-gallon capacity and surrounded by sufficient nonbiodegradable sorbent material (264.314(e)). The metal outer container must be full after it has been packed with inside containers and sorbent material.				
LFF 93	264.316(c)		The sorbent material used must not react, be decomposed by, or be ignited by the contained waste in accordance with 264.17(b).				
LFF 94	264.316(d)		Incompatible wastes, as defined in 260.10, must not be placed in the same outside container.				

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LFF 95	264.316(e)		<p>Reactive wastes, except cyanide- or sulfide- bearing wastes as defined in 261.23(a)(5) of this chapter, must be treated to be non-reactive prior to packaging in accordance with paragraphs (a) through (d) of this section.</p> <p>Cyanide- and sulfide- bearing reactive waste may be packed in accordance with paragraphs (a) through (d) of this section without first being treated or rendered non-reactive.</p>				
LFF 96	264.316(f)		<p>Such disposal is in compliance with part 268.</p> <p>Facility that incinerates lab packs according to 268.42(c)(1) may use fiber drums instead of metal outer containers.</p> <p>Such fiber drums must meet DOT spec (49 CFR 173.12) and be overpacked according to paragraph (b) of this section.</p>				
SPECIAL REQUIREMENTS FOR HAZARDOUS WASTES F020, F021, F022, F023, F026, AND F027 - 264.317							
LFF 97	264.317(a)		<p>Hazardous wastes F020-23, F026, and F027 must not be placed in an landfill unless a management plan for these wastes is approved by the Agency. Factors to be considered are:</p>				
LFF 98	264.317(a)(1)		The volume, physical, and chemical characteristics of the wastes, including the potential to migrate to the environment;				
LFF 99	264.317(a)(2)		The attenuative properties of the soils or other materials;				
LFF 100	264.317(a)(3)		The mobilizing properties of other materials co-disposed with these wastes; and				

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LFF 101	264.317(a)(4)		The effectiveness of additional treatment, design, or monitoring techniques				
LFF 102	264.317(b)		The Agency may impose additional requirements in order to reduce the possibility of migration of these wastes to the environment.				

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